

SUTHERLAND, ASBILL & BRENNAN

3100 FIRST ATLANTA TOWER

ATLANTA, GEORGIA 30383

(404) 658-8700

CABLE: SUTAB ATLANTA  
TELECOPIER: (404) 658-8914  
TELEX: 54-2672

1666 K STREET, N.W.  
WASHINGTON, D.C. 20006  
(202) 872-7800

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MAR 27 1986 -1 53 PM

March 26, 1986

INTERSTATE COMMERCE COMMISSION

Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423

No. \_\_\_\_\_  
Date MAR 27 1986  
Fee \$ 10.00  
ICC Washington, D.C.

Dear Madam:

Enclosed are an original and two counterparts of the document described below, to be recorded pursuant to 49 U.S.C. § 11303 (1982).

This document is a release of part of the collateral subject to a security agreement and assignment, dated March 26, 1986. The primary document to which this release is connected is recorded under Recordation No. 10813.

The names and addresses of the parties to the document are as follows:

Debtor: Benjamin J. Tarbutton, Jr.  
P.O. Box 269  
Sandersville, Georgia 31082

Creditor: The Citizens and Southern National Bank  
35 Broad Street  
Atlanta, Georgia 30303

A description of the railroad rolling stock covered by the enclosed document is as follows:

Twenty four (24) XM Boxcars, PS Lot 1043-B, bearing reporting marks SAN 10001, 10005, 10006 10007, 10014, 10017, 10019, 10025, 10029, 10032, 10035, 10039, 10044, 10045, 10052, 10053, 10060, 10068, 10073, 10085, 10091, 10095, 10097, 10098.

A fee of \$10.00 is enclosed. Please return the original to:

James K. Hasson, Jr.  
Sutherland, Asbill & Brennan  
3100 First Atlanta Tower  
Atlanta, Georgia 30383

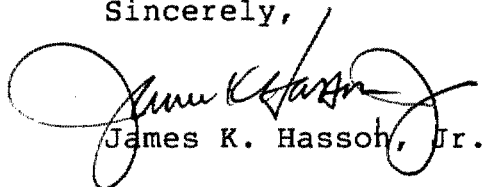
*C. Sutherland - Sent to Sutherland*

Secretary, ICC  
March 26, 1986  
Page 2

A short summary of the document to appear in the index follows, as required by 49 C.F.R. § 1177.4(a) (1985):

This document is a release by The Citizens and Southern National Bank of its security interest in twenty-four (24) XM Boxcars, PS Lot 1043-B SAN 10001, 10005, 10006 10007, 10014, 10017, 10019, 10025, 10029, 10032, 10035, 10039, 10044, 10045, 10052, 10053, 10060, 10068, 10073, 10085, 10091, 10095, 10097, 10098. The boxcars released are part of the collateral covered by an Agreement and Assignment between Pullman Incorporated (Pullman Standard Division), Assignor, and the Citizens and Southern National Bank, Assignee, dated September 14, 1979, Recordation No. 10813.

Sincerely,



James K. Hasson, Jr.

**Interstate Commerce Commission**  
**Washington, D.C. 20423**

3/27/86

**OFFICE OF THE SECRETARY**

James K. Hasson, Jr.  
Sutherland, Asbill & Brennan  
3100 First Atlanta Tower  
Atlanta, Georgia 30383

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 3/27/86 at 1:55pm and assigned re-  
recording number(s). 10813-A & 10834-A

Sincerely yours,

*Agatha L. Mergenovich*  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

SE-30  
(7/79)

108/38  
MAR 27 1986 -1 DE PM

INTERSTATE COMMERCE COMMISSION

*See*  
THIS RELEASE OF SECURITY INTEREST, dated as of March 26, 1986 between BENJAMIN J. TARBUTTON, JR., a resident of Sandersville, Georgia, hereinafter called the "Debtor," and THE CITIZENS AND SOUTHERN NATIONAL BANK, having a usual place of business in Atlanta, Georgia, hereinafter called the "Creditor;"

WITNESSETH:

WHEREAS, Debtor and Pullman Incorporated (hereinafter called the "Manufacturer"), entered into a Conditional Sale Agreement dated as of September 14, 1979 (hereinafter called the "Conditional Sale Agreement") for the sale by Manufacturer to Debtor of One Hundred (100) XM Boxcars, PS Lot 1043-B, bearing reporting marks SAN 10000 to 10099, both inclusive, all hereinafter referred to as the "boxcars"; and

WHEREAS, Manufacturer entered into an Agreement and Assignment (hereinafter called the Assignment") with the Creditor to sell, assign, and transfer all its right, title, and interest in the Conditional Sale Agreement to Creditor, dated September 14, 1979.

NOW, THEREFORE, this Release witnesseth that in consideration of Debtor's reductions of debt owed to Creditor, the receipt of which is hereby acknowledged:

1. Creditor hereby releases all right, title, and interest of Creditor in and to twenty-four (24) XM Boxcars, PS Lot 1043-B, bearing reporting marks SAN 10001, 10005, 10006, 10007, 10014, 10017, 10019, 10025, 10029, 10032, 10035, 10039,

10044, 10045, 10052, 10053, 10060, 10068, 10073, 10085, 10091, 10095, 10097, 10098, as covered by the Conditional Sale Agreement and Assignment, Recordation Number 10813, filed on September 14, 1979, with the Interstate Commerce Commission, Washington, D.C., together with all its powers, privileges, and remedies in respect to said twenty-four (24) boxcars. In furtherance of the foregoing Release, Creditor hereby authorizes and empowers Debtor, in Debtor's own name or the name of Debtor's nominee, to take any action with respect to the boxcars for the sole benefit of Debtor.

2. This release will not in any way affect or modify:

- (a) Manufacturer's obligations to Debtor in accordance with the Conditional Sale Agreement or
- (b) Creditor's rights under the Assignment with respect to the boxcars remaining subject to Creditor's security interest under the Assignment.

3. Name and address of Debtor:

Benjamin J. Tarbutton, Jr.  
P.O. Box 269  
Sandersville, Georgia 31082

Name and address of Creditor:

The Citizens and Southern National Bank  
35 Broad Street  
Atlanta, Georgia 30303

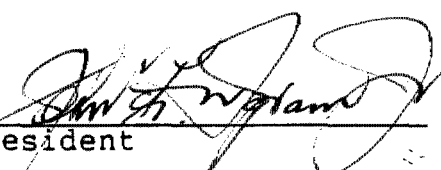
4. The terms of this Release and all rights and

obligations hereunder shall be governed by the laws of the State of Georgia.

5. This Release may be simultaneously executed in any number of counterparts, each of which so executed shall be deemed to be an original and such counterparts, together, shall constitute but one and the same instrument. Creditor agrees to deliver to Debtor one of such counterparts, or a certified copy thereof, in addition to the number required for recording or filing.

IN WITNESS WHEREOF, Creditor has caused this instrument to be executed in the name of Creditor by its officers, thereunto duly authorized, and its corporate seal to be hereto affixed, duly attested, as of the day and year first above written.

THE CITIZENS AND SOUTHERN NATIONAL BANK

By   
Senior Vice President

ATTEST:

  
Assistant Vice President

ACKNOWLEDGEMENT OF EXECUTION OF RELEASE  
THE CITIZENS AND SOUTHERN NATIONAL BANK

STATE OF GEORGIA

COUNTY OF FULTON

On this 26th day of March, 1986, before me personally appeared John F. Ingram, Jr., to me personally known, who being by me duly sworn, says that he is the Senior Vice President of THE CITIZENS AND SOUTHERN NATIONAL BANK, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

[SEAL]

Helen L. Weems  
Notary Public

**My Commission Expires:**

Notary Public, Georgia, State at Large  
My Commission Expires Sept. 30, 1986